MICHAEL F. HERTZ
Acting Assistant Attorney General
DOUGLAS N. LETTER
Terrorism Litigation Counsel
JOSEPH H. HUNT
Director, Federal Programs Branch
ANTHONY J. COPPOLINO
Special Litigation Counsel
ALEXANDER K. HAAS
Trial Attorney
U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue, NW, Rm. 6102
Washington, D.C. 20001
Phone: (202) 514-4782—Fax: (202) 616-8460

Attorneys for the Government Defendants

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION This Document Solely Relates To: *Al-Haramain Islamic Foundation et al. v. Obama, et al.* (07-CV-109-VRW)	No. M:06-CV-01791-VRW **GOVERNMENT DEFENDANTS' UNOPPOSED ADMINISTRATIVE MOTION TO EXTEND TIME TO SUBMIT REPORT ON DECLASSIFICATION REVIEW** Honorable Vaughn R. Walker Local Rule 7-11

In its Order of January 5, 2009, the Court directed the Government Defendants to "review the Sealed Document and their classified submissions to date in this litigation and determine whether the Sealed Document and/or any of defendants' classified submissions may be declassified, take all necessary steps to declassify those that they have determined may be declassified and, no later than forty-five (45) days from the date of this order, serve and file a report of the outcome of that review." *See* Dkt. 57 at 24-25. The report ordered by the Court is due today (February 19, 2009). The Government moves unopposed for an extension of time to complete its submission to the Court by no later than February 27, 2009.

The declassification review process ordered by the Court began immediately and is near completion. The Government can report today, as we indicated in a filing made on February 11, 2009, that we expect the relevant information at issue in the privilege assertion to remain classified. *See* Government Defendants' Reply in Support of Motion to Stay Proceedings Pending Appeal and for Certification of Interlocutory Appeal Under 28 U.S.C. § 1292(b) (Dkt. 70) at 13, n.11. The Government anticipated being prepared to file on time, but additional review and consultation is required to complete the forthcoming submission to the Court.

No prejudice will result from the requested extension. Plaintiffs' counsel has advised the undersigned that the plaintiffs do not oppose this motion. In addition, by Order dated February 13, 2009, the Court directed the Government to inform the Court by February 27, 2009, how it intends to comply with the January 5 Order, *see* Dkt. 71 at 3, and the Government requests that the due date for the declassification report be extended to that date as well.

For the foregoing reasons, the Government respectfully requests that the Court grant a brief extension of time to February 27, 2009, for the Government to submit the declassification review report ordered by the Court on January 5, 2009. A proposed Order is attached hereto.

Dated: February 19, 2009

Respectfully Submitted,

MICHAEL F. HERTZ
Acting Assistant Attorney General

DOUGLAS N. LETTER
Terrorism Litigation Counsel

JOSEPH H. HUNT
Director, Federal Programs Branch

s/ Anthony J. Coppolino
ANTHONY J. COPPOLINO
Special Litigation Counsel
Email: tony.coppolino@usdoj.gov

ALEXANDER K. HAAS
Trial Attorney
U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue, NW, Rm. 6102
Washington, D.C. 20001

Phone: (202) 514-4782—Fax: (202) 616-8460

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No. M:06-CV-01791-VRW

~~[PROPOSED]~~ ORDER GRANTING GOVERNMENT DEFENDANTS' UNOPPOSED ADMINISTRATIVE MOTION TO EXTEND TIME TO SUBMIT REPORT ON DECLASSIFICATION REVIEW

Honorable Vaughn R. Walker

The Government Defendants' unopposed motion for an extension of time to submit a report on the declassification review previously ordered by the Court, *see* Order dated January 5, 2009 (Dkt. 57) at 24-25, shall be and hereby is GRANTED, and the required report shall be due by no later than February 27, 2009.

SO ORDERED:

DATE: February 20, 2009

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
IT IS SO ORDERED
Judge Vaughn R Walker

Chief J